

Establishment :Misappropriation of funds and irregularities in Civil Supplies matter in Mandal Revenue Office, Tanuku Mandal to a tune of about Rs. 30,00,000/- to get deceitful gain – Sanction of Prosecution against Sri. S. Venkata Subbaiah, the then MRO in Cr.No.6/2006 U/S 420,409,477-A, 120-B IPC of CID P.S Hyderabad – Orders Issued.

Dated:24-9-2009.

Whereas Sri. S. Venkata Subbaiah, worked as Mandal Revenue Officer, Tanuku, W.G Dist (A-1) during the period from 20-03-2000 to 22-07-2003 and as such he is a public servant within the meaning of section 21 of the Indian Penal Code of 1860 (Act 45 of 1860);

And whereas on the strength of the report of the complainant Sri. V. Satyanarayana Reddy, Mandal Revenue Officer, Tanuku, W.G. District a cause in Cr. No. 06/2006 U/S 420, 409, 477-A, 120-B, Indian Penal Code of CID P.S Hyderabad was registered on

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1-7-2006 at 4-00 P.M. A copy of FIR was sent to Inspector of Police, CID. RCIU. Rajahmundry, E.G District for investigation. The Vigilance and Enforcement Officer, Rajahmundry has checked the records of Civil Supplies at Mandal Revenue Officer's Office, Tanuku and found the following irregularities made by the then Mandal Revenue Officer, Sri S .Venkata Subbaiah, and Sri. R. Satyanarayana, Civil Supplies Deputy Tahsildar, Tanuku which revealed huge loss of Rs. 30 lakhs of money to the Government. When the Vigilance and Enforcement officials checked the office of the Mandal Revenue Office, Tanuku, they obtained 152 Rice Coupons books and 659 Kerosene Coupon books from R. Satyanarayana, Deputy Tahsildar (Civil Supplies) Tanuku. These books pertain to card holders under (17) seventeen Fair Price Shops. As per the record in Mandal Revenue Officer's office these coupons were issued to the concerned card holders. When verified with sale registers of the concerned Fair Price Shop and dealers have shown that full quota of rice as well as kerosene being continuously issued to the concerned card holders for eight months from January 2003 to August 2003. As seen from the extracts of coupons distributing registers, that though these books have never left the Mandal Revenue Officer's office, the concerned Fair Price Shop dealers had recorded the receipt of these coupons against issues regularly and the records of the Mandal Revenue Officer's office also show as if these coupons were received back from the Fair Price Shop dealers concerned every month. During the course of enquiry 19 Fair Price Shop dealers have come forward voluntarily and surrendered 986 coupon books to the Vigilance and Enforcement officer. On verification of 1797 seized and surrendered coupons books it is revealed that all these cards are in the names of persons who are either dead or nor residing in the village etc., It was seen that against 986 coupon books surrendered by 19 Fair Price Shop dealers also full quotas of Rice and Kerosene was shown as regularly issued for the last 8 months from January to August 2003. As per the recorded statement of Sri R. Satyanarayana, Deputy Tahsildar (Civil Supplies) Tanuku, the then Mandal Revenue Officer, Sri. S. Venkata Subbaiah in collusion with the former, issued Bogus coupon books on receipt of gratification @ Rs. 1,000/- per price coupon book of 10 qtls and Rs. 100/- for 24 kerosene coupons from the concerned Fair Price Shop dealers through a private person T. Malleswara Rao, who was found working unauthorizedly in the office of the Mandal Revenue Office, Tanuku. The entire evidence brought out above, as per the Government Memo No. 11032/Vig.III (1)/2004-7, Dt: 20-6-2005;

And whereas during the course of investigation, the Investigating Officer had visited the office of Mandal Revenue Office, Tanuku, both Rural and Urban areas and examined the defacto complaints, present Mandal Revenue Officer and Dy. Tahsildar (Civil Supplies) and some other Revenue officials and recorded their detailed statements. The Inquiry Officer seized the Bogus Rice and Kerosene coupon booklets and Civil Supplies records pertaining to Fair Price Shops and Mandal Revenue Office's Office, from Dy. Tahsildar (Civil Supplies) Sri. I. Nageswara Rao, in the presence of mediators. The Inquiry officer has also went to the Vigilance & Enforcement Office, Rajahmundry and obtained a copy of suo-moto report submitted by the then Regional Vigilance and Enforcement Officer, Rajahmundry to the Director General, Vigilance & Enforcement , A.P., Hyderabad. As could be seen from the same, it is disclosed that in Tanuku Mandal

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there are 49 Fair Price Shops existing and that on 12-9-2003 the Regional Vigilance & Enforcement Officer, Rajahmundry and his staff have conducted raid on the Mandal Revenue Officer's office Tanuku and subsequently conducted door to door verification of Ration Cards and Coupons. During the course of their raid and verification. 811 bogus Rice & Kerosene Coupon Books have been seized from the possession of the then Dy. Tahsildar Sri. R. Satyanarayana and 986 bogus RKCBs have been seized from 31 Fair Price Shop Dealers (Total 1797). The Bogus 1797 bogus Rice & Kerosene Coupon Books code numbers have been verified with the records maintained at Mandal Revenue Officer's office and found tallied. In genuine cases, the signatures / thumb impressions of the card holders have been obtained and endorsed by the concerned Revenue Assistants in Coupon Distribution Registers, but incase of bogus coupon books issue, there are no such endorsements by Revenue officials. The enquiry made by the Regional Vigilance & Enforcement officer, Rajahmundry reveals that the names of the dead persons and names of migrant persons etc., were entered in Coupon Distribution Registers by Dy. Tahsildar (CS) and Private Clerk under the supervision of Mandal Revenue Officer and the bogus rice coupons sold to the dealers @ 1000/- per 10 quintals of rice and Rs .100/- per each kerosene coupon, causing substantial loss to the Government by deception. Later the Inquiry officer visited the places like Elur, Kovvur, Penugonda, Peravali, Palakollu, Visakhapatnam etc., and examined the Civil Supplies and Revenue Officials and obtained the required documents from them. The Inquiry officer also visited the places like Vijayawada, Ongole, Kakinada, Bheemavaram and Nidadavole etc., and examined the Vigilance and Enforcement officials and recorded their detailed statements. During the investigation, the entries of the records and registers of 31 Fair Price Shops pertaining to Civil Supplies Wing were verified with the seized coupons of 1797 and found the fraud as to how fictitious entries were made and a detailed shop wise verification report was prepared in this regard;

And whereas, the record verification reveals that A-1 and A-2 the Revenue Officials with the assistance of A-3 private clerk made fictitious entries in the coupon distribution register maintained in the Mandal Revenue Officer's Office and the A-4 to A-37 the Fair Price Shop Dealers having colluded with the above A-1 to A-3, block marketed the ration and made fictitious entries in the sale register maininintd by them. There are no proper entries in the basic register maintained in the Mandal Revenue Officer's office pertaining to the each and every shop and neither rounded off nor were the non eligible names struck off. The CID collected sufficient oral/documentary evidence and established the following charges against the accused Sri. S. Venkata Subbaiah, formerly Mandal Revenue Officer, Tanuku, W.G District, now Revenue Divisional Officer, Guntur. (A-1 in this case) who worked in Mandal Revenue Officer's office from 20-3-2000 to 22-07-2003. According to MRO's job chart issued in G.O.Ms.No. 3, Revenue (Ser.V-III) Dept, Dt: 5-1-1990, he should inspect the fair price shops vide Sl. No. 46, attend to all items of Civil Supplies work/Public Distribution System and issue of ration cards vide Sl. No. 47, supervise Civil Supplies wing i.e., Basic Registers, stock, inspection of Fair Price Shop registers, Sales registers, booking of 6 "A" cases etc., vide cl. of Sl. No. 52. He shall provide all reasonable facilities to the Dy. Tahsildar (Civil Supplies) to obtain the data on

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cards position, elimination of bogus cards vide Cl.(V) under Enforcement. But he has not attended willfully to any of the above duties, which attributes his connivance with the 31 Price Shop dealers of Tanuku Mandal and conspiracy to cheat the public and misappropriation of Government properties i.e., Essential Commodities, worth Rs. 30,00,000/- during his tenure in collusion of A-2. Hence the A-1 S. Venkata Subbaiah is punishable under section 420,409, 477-A, 120-B, Indian Penal Code read with section 34 of Indian Penal code, 1860;

And whereas, the Government of Andhra Pradesh after careful examination of the report of the CID, Andhra Pradesh and record of investigation placed before them, consider that the accused Sri S. Venkata Subbaiah, formerly Mandal Revenue Officer, Tanuku (A-1 in this case) should be prosecuted in the court of law for the said offences or any other offences relating to the said case;

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 197 of the Code of Criminal Procedure, 1973 (Act 2 of 1974) the Government of Andhra Pradesh hereby accord sanction for the prosecution of Sri. S. Venkata Subbayya, formerly Manadal Revenue Officer, Tanuku, W.G District now Revenue Divisional Officer, Guntur for the aforesaid offences and for any other offences punishable under other provisions of law in respect of the aforesaid acts while acting and purporting to act in discharge of his official duties and for taking cognizance of the said offences by the court of competent jurisdiction.

The Government of Andhra Pradesh further in exercise of powers conferred under sub-section (4) of section 197 of Code of Criminal Procedure, 1973 hereby authorizes the Inspector of Police, CID, RCIU, Rajahmundry to prosecute the above mentioned accused for the said offences and for taking cognizance of the said offences by the court of competent jurisdiction

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJESHWAR TIWARI
SECRETARY TO GOVERNMENT

To,
The Additional Director General of Police,
CID, Hyderabad.
Copy to Law (E) Department.

//FORWARDED BY ORDER//

SECTION OFFICER